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9 UNITED STATES DISTRICT COURT
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11 NORTHERN DISTRICT OF CALIFORNIA

12 JOHN EARL CAMPBELL,

13 Case No. C05-05434 MJJ

14 Plaintiff,

15 **STIPULATION AND [PROPOSED]**
16 **ORDER RE DEPOSITIONS**

17 v.

18 NATIONAL RAILROAD PASSENGER
19 CORPORATION dba AMTRAK, JOE DEELY
20 and DOES 1 through 15 inclusive,

21 Defendants.

22
23 The parties, by and through their respective counsel, hereby stipulate to enlarge the time
24 beyond the current non-expert discovery cut-off deadline of March 23, 2007, for Plaintiff to take
the following depositions, already noticed by Plaintiff's counsel on February 23, 2007, due to the
witnesses or counsel's unavailability prior to the non-expert discovery cut-off. Good cause exists
for this Stipulation in that although four of the noticed depositions occurred during or before the
week of March 5th, the remaining six depositions noticed by Plaintiff did not go forward as
scheduled.

25 Therefore, defense counsel has proposed to extend the non-expert discovery cutoff as to
26 those witnesses whose depositions were noticed by Plaintiff on February 23rd and have not yet
27 been taken to mutually agreeable dates. Defense counsel continues to work diligently to produce
28 the witnesses for their depositions. In lieu of Plaintiff filing a motion to compel the depositions to

1 preserve his right to take the depositions, counsel have agreed that Defendants will produce these
2 witnesses on the following schedule. As to the depositions of Clark, Sheridan, and Folliss,
3 Defendants only stipulate to the depositions being taken no later than April 27, 2007, with the
4 proviso that if the depositions are not able to be taken prior that time due to defense counsel's
5 unavailability, additional time will be provided. The parties request the entry of a Court order
6 confirming these dates:

7 1) Susan Venturelli March 23, 2007 at 10:00 a.m.
8 2) Richard Gaylin Barrows March 26, 2007 at 10:00 a.m.
9 3) Steve Shelton April 4, 2007 at 10:00 a.m.
10 4) Ray Clark TBD (to be taken in Modesto, California prior to April 27,
11 2007)
12 5) Thomas Sheridan TBD (to be taken in Portland, Oregon prior to April 27,
13 2007)
14 6) Larry Folliss TBD (to be taken in Bakersfield, California prior to April
15 27, 2007)
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17 The parties further stipulate and agree that Plaintiff's written discovery responses due on
18 March 23, 2007 may be served no later than April 6, 2007, and that Defendants time to file a
19 motion to compel further responses may be considered timely filed within two weeks after that
20 date; i.e., no later than April 20, 2007.

21 Respectfully submitted,

22 Dated: March ___, 2006 PRICE AND ASSOCIATES

24 By: _____
25 PAMELA Y. PRICE
26 Attorneys for Plaintiff
27 JOHN EARL CAMPBELL
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Respectfully submitted,

Dated: March 20, 2006

PRICE AND ASSOCIATES

By: PAMELA Y. PRICE
PAMELA Y. PRICE
Attorneys for Plaintiff
JOHN EARL CAMPBELL

Date: March 20, 2006

JACKSON LEWIS LLP

By: KATHLEEN MAYLIN,
Attorneys for Defendants
NATIONAL RAILROAD PASSENGER
CORPORATION dba AMTRAK and JOE
DEELY

ORDER

Pursuant to the foregoing Stipulation of the parties, and good cause appearing therefore, IT IS SO ORDERED.

Dated: 04/01/07

